

Serial No. **46905**

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office **MAY 12 1983**

Returned to applicant for correction **JUN 15 1983**

Corrected application filed **JUL 12 1983** Map filed

The applicant **Southern Pacific Land Company**

3100 Mill Street, Suite 210 of **Reno**

Street and No. or P.O. Box No.

City or Town

Nevada 89502 hereby make ^S application for permission to change the

State and Zip Code No.

Place of Use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under **Permit #42608**

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is **underground**
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed **4.0 second-feet (in combination with Permits #42610, 42613, 42614, 45041, and 45042.** Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for **mining, milling, and domestic**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for **mining, milling, and domestic**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point **SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 27, T.21N., R.23E., M.D.B.&M.**
Describe as being within a 40-acre subdivision of public survey and by course and
or at a point from which the southeast corner Section 26, T.21N., R.23E., M.D.B.&M.
distance to a section corner. If on unsurveyed land, it should be stated.
bears S 82°15'08" E a distance of 5934 feet.
6. The existing permitted point of diversion is located within
If point of diversion is not changed, do not answer.
7. Proposed place of use **Sections 20, 21, 22, 23, 25, 26, 27, 28, 29, 32, 33, 34, 35,**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
T.21N., R.23E., and Sections 19 and 31, T.21N., R.24E., M. D. B. & M.
8. Existing place of use **Sections 23, 25, 26, 27, 33, 34, 35, T.21N., R.23E., and**
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
Sections 19 and 31, T.21N., R.24E., M. D. B. & M.
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from **January 1** to **December 31** of each year.
Month and Day Month and Day
10. Use was permitted from **January 1** to **December 31** of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) **well casing, pump, storage tank, and**
State manner in which water is to be diverted, i.e. diversion structure, ditches,
pipeline to mine site and mill site
pipes and flumes, or drilled well, etc.
12. Estimated cost of works **\$100,000.00**
13. Estimated time required to construct works **3-5 years**

14. Estimated time required to complete the application of water to beneficial use 3-5 years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Annual consumptive use of Permits #42608, 42610, 42613, 42614, 45041, and 45042
will be a combined total of 943,557,120 gallons per year. Water will be used
for a mining milling complex.

Compared js/v1 dcB/br

Protested

By s/John V.A. Sharp
John V.A. Sharp, Agent
HYDRO-SEARCH, INC.
333 Flint Street
Reno, Nevada 89501
Telephone: (702) 322-4173

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of an underground source as heretofore granted under Permit 42608 is issued subject to the terms and conditions imposed in said Permit 42608 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the Proof of Completion of Work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of Permits 46905, 46906, 46907, 46908, 46909, and 46910 shall not exceed 943.60 million gallons annually.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.0 cubic feet per second, but not to exceed 943.60 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before January 21, 1984

Proof of completion of work shall be filed before February 21, 1984

Application of water to beneficial use shall be made on or before January 21, 1987

Proof of the application of water to beneficial use shall be filed on or before February 21, 1987

Map in support of proof of beneficial use shall be filed on or before

Completion of work filed IN TESTIMONY WHEREOF, I, PETER G. MORROS

Proof of beneficial use filed State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed my office, this 25th day of JANUARY

Certificate No. A.D. 1984 Issued Peter G. Morros

2407 (Rev. 6-81)

State Engineer

FEB 17 1994

CANCELLED BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Richard J. Langford STATE ENGINEER